

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 73

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

1
2 RELATING TO DRUG COURTS AND MENTAL HEALTH COURTS; AMENDING CHAPTER 56, TITLE
3 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-5610, IDAHO CODE,
4 TO AUTHORIZE COUNSELING SERVICES TO AN ADULT RECEIVING SERVICE THROUGH
5 A DRUG OR MENTAL HEALTH COURT BY CERTAIN PERSONS AND TO PROVIDE THAT A
6 PRIOR CRIMINAL CONVICTION SHALL NOT BE AUTOMATICALLY DISQUALIFYING;
7 AND DECLARING AN EMERGENCY.

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 56, Title 19, Idaho Code, be, and the same is
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
11 ignated as Section 19-5610, Idaho Code, and to read as follows:

12 19-5610. COUNSELING SERVICE IN DRUG COURTS AND MENTAL HEALTH
13 COURTS. Any licensee licensed under chapter 34, title 54, Idaho Code, who
14 is in good standing with the Idaho state licensing board of professional
15 counselors and marriage and family therapists shall be eligible to provide
16 professional counseling services to an adult receiving service through a
17 drug court or mental health court established pursuant to this chapter. No
18 licensee shall be automatically disqualified from providing professional
19 counseling services because of a prior criminal conviction. For purposes of
20 this section, the relevancy of a licensee's prior criminal conviction shall
21 be evaluated pursuant to section 67-9411, Idaho Code.

22 SECTION 2. An emergency existing therefor, which emergency is hereby
23 declared to exist, this act shall be in full force and effect on and after its
24 passage and approval.